

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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| <hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> <div style="display: flex; justify-content: space-between;"><div style="width: 80%;"><p>JESSICA DURKIN, both Individually and as<br/>Administratrix of the Estate and as<br/>Administratrix Ad Prosequendum of the<br/>ESTATE OF WILLIAM R. GANGELL, JR.,</p><p style="text-align: center;">Plaintiffs,</p><p style="text-align: center;">v.</p></div><div style="width: 10%; text-align: center;">:</div></div>   | <p><b>Hon. Joseph H. Rodriguez</b></p> <p><b>Civil Action No. 10-2013</b></p><br><p><b>ORDER</b></p> |
| <div style="display: flex; justify-content: space-between;"><div style="width: 80%;"><p>PACCAR, INC. and<br/>PETERBILT MOTORS COMPANY and<br/>WABASH NATIONAL CORPORATION and<br/>SPANSET, INC. and<br/>ANCRA INTERNATIONAL, LLC. and<br/>DURA-BOND INDUSTRIES, INC. and<br/>DURA-BOND COATING, INC. and<br/>DURA-BOND DEVELOPMENT, INC. and<br/>DURA-BOND STEEL CORP. and<br/>DURA-BOND PIPE, LLC.,</p><p style="text-align: center;">Defendants.</p></div><div style="width: 10%; text-align: center;">:</div></div> <hr style="border: 0; border-top: 1px solid black; margin-top: 10px;"/> |  |

This matter having come before the Court on motion of Defendants PACCAR, Inc. and Peterbilt Motors Company (“PACCAR Defendants”) to dismiss all punitive damages claims against the PACCAR Defendants [Dkt. Entry No. 6] and on motion of Defendants Dura-Bond Industries, Inc., Dura-Bond Coating, Inc., Dura-Bond Development, Inc., Dura-Bond Steel, Corp., and Dura-Bond Pipe, LLC. (“Dura-Bond Defendants”) to dismiss all claims against the Dura-Bond Defendants pursuant to Fed. R. Civ. P. 12(b)(6) [Dkt. Entry No. 8]; and the Court having considered the written submissions of the parties; and the Court having heard oral argument on the motions on September 20, 2010; and Plaintiff having agreed at oral argument to withdraw without prejudice all punitive damages claims against all defendants; and for the reasons set forth in the accompanying Opinion issued on even date,

IT IS on this 19<sup>th</sup> day of October, 2010 hereby

ORDERED that the PACCAR Defendants' motion [Dkt. Entry No. 6] is  
GRANTED; and

IT IS FURTHER ORDERED the Dura-Bond Defendants' motion [Dkt. Entry No.  
8] is GRANTED.

/s/ Joseph H. Rodriguez  
Hon. Joseph H. Rodriguez,  
United States District Judge